



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street, 3rd floor
New York, New York 10007*

February 23, 2025

BY ECF

The Honorable Denise L. Cote
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Re: *American Federation of Government Employees, AFL-CIO, et al. v. U.S. Office of Personnel Management, et al.*, 25 Civ. 1237 (DLC)

Dear Judge Cote:

This Office represents the defendants in the above-captioned matter. We write respectfully to bring to the Court's attention an additional relevant supplemental authority. On February 21, 2025, the district court in *Electronic Privacy Information Center, et al. v. U.S. Office of Personnel Management, et al.*, Case No.: 1:25-cv-255 (RDA/WBP) (E.D. Va.) denied plaintiffs' motion for a preliminary injunction which sought, *inter alia*, to enjoin the Department of Treasury ("Treasury") and the Office of Personnel Management ("OPM") from allowing "DOGE-affiliated personnel from accessing certain Treasury and OPM record systems. A copy of the district court's opinion is attached hereto as Exhibit A.

We thank the Court for its attention to this matter.

Respectfully,

MATTHEW PODOLSKY
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Southern District of New York
Attorney for Defendants

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